

BPD-102US

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. No: 10/563,659
Applicant: Peter Schwind
Filed: January 6, 2006
Title: DEVICE AND METHOD FOR SIMULTANEOUSLY IDENTIFYING BLOOD
GROUP ANTIGENS
T.C./A.U.: To Be Assigned
Examiner: To Be Assigned

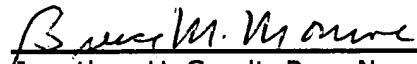
**RESPONSE TO NOTICE TO FILE
MISSING REQUIREMENTS OF NON-PROVISIONAL APPLICATION**

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Responsive to the Notice dated February 1, 2007, enclosed is the Declaration/Power of Attorney in compliance with 37 C.F.R. § 1.63. Also enclosed is a copy of the Notice and a PTO-2038 to cover the required surcharge fee of \$130.00.

Respectfully submitted,


Jonathan H. Spadt, Reg. No. 45,122
Bruce M. Monroe, Reg. No. 33,602
Attorneys for Applicants

02/22/2007 MKAYPAGH 00000104 10563659

01 FC:1617

130.00 OP

BMM/dlk

Enclosures: Declaration/Power of Attorney (3 pgs.)
Transmittal Form
PTO-2038

Dated: February 20, 2007
P.O. Box 980
Valley Forge, PA 19482-0980
(610) 407-0700

The Director is hereby authorized to charge or credit Deposit Account No. 18-0350 for any additional fees, or any underpayment or credit for overpayment in connection herewith..

EXPRESS MAIL

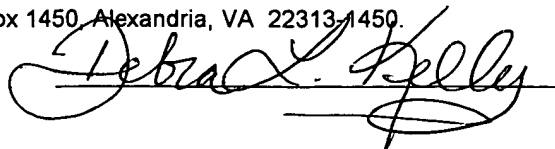
Mailing Label Number:


EV 811784615 US

Date of Deposit:

February 20, 2007

I hereby certify that this paper and fee are being deposited, under 37 C.F.R. § 1.10 and with sufficient postage, using the "Express Mail Post Office to Addressee" service of the United States Postal Service on the date indicated above and that the deposit is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

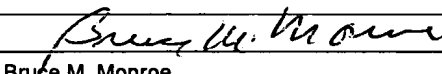


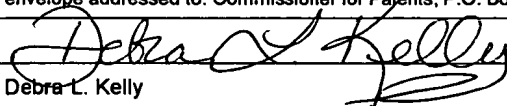
CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10) Applicant(s): Peter Schwind			Docket No. BPD-102US
Serial No. 10/563,659	Filing Date January 6, 2006	Examiner To Be Assigned	Group Art Unit To Be Assigned
Invention: DEVICE AND METHOD FOR SIMULTANEOUSLY IDENTIFYING BLOOD GROUP ANTIGENS			
<p>I hereby certify that the following correspondence:</p> <div style="border: 1px solid black; padding: 10px; margin: 10px 0;"> Transmittal, PTO-2038, Response to Missing Requirements, Executed Declaration/Power of Attorney (3 pgs.), Copy of Formalities Letter (2 pgs.), Return receipt Postcard </div> <p style="text-align: center;"><i>(Identify type of correspondence)</i></p> <p>Is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to:</p> <p>Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on February 20, 2007</p> <div style="text-align: right; margin-top: 20px;"> <u>Amanda Kelly</u> <i>(Typed or Printed Name of Person Mailing Correspondence)</i>  <i>(Signature of Person Mailing Correspondence)</i> </div> <div style="text-align: right; margin-top: 10px;"> <u>EV 811784615 US</u> <i>("Express Mail" Mailing Label Number)</i> </div>			
Note: Each paper must have its own certificate of mailing.			

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<h2 style="text-align: center;">TRANSMITTAL FORM</h2> <p style="text-align: center;">(to be used for all correspondence after initial filing)</p>	Application Number	10/563,659
	Filing Date	January 6, 2006
	First Named Inventor	Peter Schwind
	Art Unit	To Be Assigned
	Examiner Name	To Be Assigned
	Attorney Docket No.	BPD-102US
Total Number of Pages in This Submission 9		

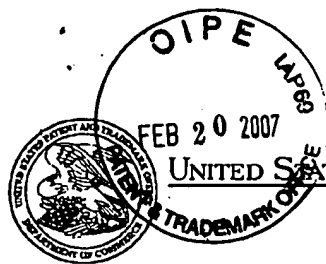
ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/Declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input checked="" type="checkbox"/> Executed Declaration/Power of Attorney (3 pgs.) <input checked="" type="checkbox"/> Response to Missing Requirements <input checked="" type="checkbox"/> Copy of Notification of Missing Requirements Under 35 U.S.C. 371 (2 pgs.)	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input checked="" type="checkbox"/> PTO-2038 <input checked="" type="checkbox"/> Return Receipt Postcard <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Certificate of Express Mail
Remarks:		

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT			
Firm Name	RatnerPrestia		
Signature			
Printed Name	Bruce M. Monroe		
Date	February 20, 2007	Registration No.	33,602

CERTIFICATE OF TRANSMISSION / MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:			
Signature			
Typed or Printed Name	Debra L. Kelly	Date	February 20, 2007

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Office, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, ALEXANDRIA, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

U.S. APPLICATION NUMBER NO.

10/563,659

FIRST NAMED APPLICANT

Peter Schwind

ATTY. DOCKET NO.

BPD-102US

RECEIVED

FEB 05 2007

Ratner Prestia

INTERNATIONAL APPLICATION NO.

PCT/EP04/07536

I.A. FILING DATE

07/08/2004

PRIORITY DATE

07/09/2003

CONFIRMATION NO. 5376

371 FORMALITIES LETTER



OC000000022274113

31344
 RATNERPRESTIA
 P.O. BOX 1596
 WILMINGTON, DE 19899

Date Mailed: 02/01/2007

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 01/06/2006
- English Translation of the IA filed on 01/06/2006
- Copy of the International Search Report filed on 01/06/2006
- Copy of IPE Report filed on 01/06/2006
- Preliminary Amendments filed on 01/06/2006
- Information Disclosure Statements filed on 01/06/2006
- Oath or Declaration filed on 01/06/2006
- Request for Immediate Examination filed on 01/06/2006
- U.S. Basic National Fees filed on 01/06/2006
- Substitute Specification filed on 01/06/2006
- Priority Documents filed on 01/06/2006
- Specification filed on 01/06/2006
- Claims filed on 01/06/2006
- Abstracts filed on 01/06/2006
- Drawings filed on 01/06/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.

02-21-07 BPD-102US

PCT
 \$
 CC

Missing Requirements due 4/1/07
 PMH

- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at **1-866-217-9197** or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

KAREN R MCLEAN

Telephone: (703) 308-9140 EXT 214

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/563,659	PCT/EP04/07536	BPD-102US